

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA**

MONROE DIVISION

CHARLES T. BUTLER

CIVIL ACTION NO. 01-2733

VERSUS

JUDGE ROBERT G. JAMES

WARDEN BURL CAIN

MAG. JUDGE JAMES D. KIRK

CERTIFICATE OF APPEALABILITY

A final order having been filed in the above-captioned habeas case, the Court, considering the record in this case, the requirements of 28 U.S.C. § 2253, and the Supreme Court's decision in *Slack v. McDaniel*, 529 U.S. 473, 478 (2000), hereby finds that:

The certificate of appealability is DENIED because the applicant has failed to show that jurists of reason would find it debatable whether the district court was correct in its procedural ruling.

MONROE, LOUISIANA, this 28th day of March, 2013.


ROBERT G. JAMES
UNITED STATES DISTRICT JUDGE